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 WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/823,847	03/30/2001	Peter J. Sims	SCRIP1220-1

CONFIRMATION NO. 7002

## FORMALITIES LETTER



\*OC000000006160177\*

Lisa A. Haile, Ph.D.  
 Gray Cary Ware & Freidenrich LLP  
 4365 Executive Drive, Suite 1600  
 San Diego, CA 92121-2189

Date Mailed: 06/07/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).* 08/15/2001 SZEWDIE1 00000025 09623847
- Total additional claim fee(s) for this application is \$1404.
 

01 FC:201	355.00 OP
02 FC:202	360.00 OP
03 FC:203	342.00 OP
04 FC:205	65.00 OP

  - \$684 for 38 total claims over 20.
  - \$720 for 9 independent claims over 3.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2244.**
- This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



SECTOR  
- PATENT BOX SEC

ATTORNEY DOCKET NO.: SCRIP1220-1

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Sims, et al. Art Unit: 1645  
Application No.: 09/823,847 Examiner: Unassigned  
Filed: March 30, 2001  
Title: PHOSPHOLIPID SCRAMBLASES AND METHODS OF USE THEREOF

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

In response to the Notice to File Missing Parts of Application mailed June 7, 2001, enclosed are:

1. A copy of the Notice to File Missing Parts of Application (2 pages);
2. An executed Declaration For Patent Application (3 pages);
3. Power of Attorney by Assignee (2 pages);
4. Power of Attorney by Inventors (2 pages);
5. Statement Under 37 C.F.R. §§ 1.821(f) and (g); and 37 C.F.R. § 1.825(b) (1 page);
6. Verified Statement Under 37 C.F.R. §§ 1.821(f) (1 page);
7. A paper copy of the Sequence Listing (24 pages);
8. Sequence Listing in Computer Readable form (3.5" Disk);

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, <b>August 8, 2001</b> , in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
<b>Cecilia Tobin</b> (Name of Person Mailing Paper)	
<i>Cecilia Tobin</i> (Signature)	<b>August 8, 2001</b> (Date)

In re Application of:

Sims, et al.

Application No.: 09/823,847

Filed: March 30, 2001

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PATENT

Attorney Docket No.: SCRIP1220-1

9. Petition for One (1) Month Extension of Time fee;
10. Check No. 485724 in the amount of \$1,177.00; and
11. Return Receipt Postcard.

Applicants claim small entity status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The Fee for this Response is calculated as follows:

For	Number Filed		Number Extra Claims	Large Entity Rate	Small Entity Rate	Calculations
Total Claims	58 -20	=	38	x \$18.00	x \$9.00	\$ 342.00
Independent Claims	12 -3	=	9	x \$80.00	x \$40.00	\$ 360.00
Multiple Claims				\$260.00	\$130.00	
Basic Filing Fee				\$710.00	\$355.00	\$ 355.00
					TOTAL FEE	\$1,057.00

Enclosed is Check No. 485724 in the amount of \$1,177.00; which consists of \$1,057.00 for the filing fee, \$65.00 surcharge fee for missing parts of the application, and \$55.00 for the One (1) Month Extension of Time fee. The Commissioner is hereby authorized to charge any additional fees that may be associated with this communication, or credit any overpayment to Deposit Account No. 50-1355. A duplicate copy of this Transmittal Sheet is enclosed.

Respectfully submitted,

Date: August 8, 2001

Sheila R. Kirschenbaum, J.D., Ph.D.

Registration No.: 44,835

Telephone: (858) 677-1462

Facsimile: (858) 677-1465

**USPTO CUSTOMER NUMBER 28213**

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